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**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF VIRGINIA  
ROANOKE DIVISION**

JOHN F. CORCORAN, CLERK  
BY: *H. McDonald*  
DEPUTY CLERK

**BENTON CALVIN HALL, III,**  
**Plaintiff,**

**V.**

**VIRGINIA DEPARTMENT OF  
CORRECTIONS, et al.,  
Defendant.**

**Civil Action No. 7:05cv00671**

## FINAL ORDER

**By: Hon. Jackson L. Kiser**  
**Senior United States District Judge**

In accordance with the Memorandum Opinion entered this day, it is hereby


**ADJUDGED AND ORDERED**

that

- a. All plaintiff's claims brought under 42 U.S.C. § 1983 shall be and hereby are **DISMISSED** without prejudice pursuant to 28 U.S.C. § 1915A(b)(1);
- b. All plaintiff's claims brought under 28 U.S.C. § 2254 shall be and hereby are **DISMISSED** without prejudice pursuant to Rule 4 of the Rules Governing §2254 Cases;
- c. This case shall be **STRICKEN** from the active docket of the court.

The Clerk of the Court is directed to send a certified copy of this Order to the plaintiff.

**ENTER:** This 15<sup>th</sup> day of November, 2005.

  
United States District Judge